

REMARKS

This Amendment is being entered in response to the Office Action of September 22, 2004. In this Office Action, the Examiner issued a Restriction Requirement.

5

1. Restriction and Election

With regard to the Restriction Requirement, the applicants elect group III (claims 152-228) with traverse.

Applicants believe that groups III (claims 152-228) and IV (claims 229 and
10 230) should be examined together. Both sets of claims are directed to a process for producing imaged substrates, and it is unclear why the Examiner has classified them differently. The Examiner has classified group III in class 101 (Printing) subclass 483 (Processes). The Examiner classified group IV in class
15 400 (Typewriting Machines), subclass 76 (Including Control of Format by Programmed-Control-System). It is unclear why group IV is not also categorized as a printing process (101/483). The claims found in group IV clearly are a printing process.

Furthermore, applicants respectfully submit that the examination of a total of three independent claims does not place an undue burden upon the Examiner.

20 For similar reasons, applicants also disagree that groups V, VI, and VII should be subjected to a restriction requirement. However, the applicants have withdrawn the claims from the present application so as to expedite the prosecution of the claims at hand. Applicants specifically wish to retain their right

to argue against such a restriction in a future continuation or divisional application.

For the aforementioned reasons, applicants elect group III, but respectfully request that both groups III and IV be examined in the current application.

5

1. Amendments to the claims


The claims of group III and group IV have been amended so as to assist the Examiner in the evaluation of the claims.

During a review of the claims as filed, it was discovered that claim number
10 "208" inadvertently appeared twice. The amendment to the claims that is enclosed with this response corrects this numbering error. In addition to the numbering errors, various other typographic errors have been corrected. All changes are shown in the enclosed amendment.

To the extend necessary, please charge any shortage in fees due in
15 connection with the filing of this paper, including extension of time fees, to Deposit Account 50-2753 and credit any excess fees to such deposit account. If necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made.

20

Respectfully submitted,
Howard J. Greenwald P.C.

By 

25

Peter J. Mikesell
Reg. No. 54,311
Telephone (585) 387-0285
Fax (585) 387-0288